IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE,
NAGPUR BENCH, NAGPUR

CIVIL APPLICATION NO.5510/2007

Shankar s/o Tukaram Borse
...Versus...
Smt. Paryabai w/o Isnaji Ghule and others

Office Notes, Office Memoranda of Coram, appearances, Court's Orders or directions and Registrar's orders.	Court's or Judge's Orders

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(Shri V.S. Dhote, Adv. for applicant)
(Shri S.K. Sable, Adv. for respdt. No.1)

CORAM:- A.B. CHAUDHARI, J.
DATED :- 24.09.2007.

This is an application for condonation of delay in filing application for restoration of Writ Petition that was dismissed in default.

Having gone through the application and having heard Counsel for the rival parties, I am satisfied that good and sufficient grounds exist for condoning the delay in filing application for restoration of writ petition. It cannot be forgotten that the writ petition was admitted for final hearing in the year 1997 and the review petitioner was waiting for his rights being worked out one way or the other.

In view of the fact that important civil rights of the parties are to be worked out, it would be in the interest of justice to allow the present civil application. Hence, the civil application is allowed. Delay is condoned.

MISC. CIVIL APPLN. ST. NO.11645/2007

For the reasons stated in the Misc. Civil Application for restoration of the writ petition, the same is allowed. The applicant shall pay costs of Rs.1,000/- to the respondents within a period of three weeks from today.

Writ Petition shall be restored to file after payment of costs by the petitioner.

JUDGE

ssw